

February 25, 2009

**VIA ECFS**

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12th Street, SW  
Suite TW-A325  
Washington, DC 20554

**Re: Certification of CPNI Filing, EB Docket No. 06-36**

Dear Ms. Dortch:

Pursuant to the Enforcement Bureau's Public Notices dated January 7, 2009 (DA 09-9) and February 13, 2009 (DA 09-240), please find enclosed Snap Telecommunications, Inc.'s Annual Customer Proprietary Network Information ("CPNI") Certification and Accompanying Statement of Compliant CPNI Policies, as required by section 64.2009(e) of the Commission's CPNI rules.

Please feel free to contact me with any questions regarding this matter.

Sincerely,

//Jeff Rosen//

Jeff Rosen  
General Counsel  
& V.P. of Government Affairs

Snap Telecommunications, Inc.  
925 Wappoo Rd., Ste. B  
Charleston, SC 29407

(845) 652-7107 Ojo  
(202) 349-4259 Voice

cc: FCC Enforcement Bureau, Telecommunications Consumers Division (2 copies)  
Best Copy and Printing (via email only - fcc@bcpweb.com)

Enclosures

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket No. 06-36**

Annual 64.2009(e) CPNI Certification for 2008

Date filed: February 25, 2009

Name of company covered by this certification: Snap Telecommunications, Inc.

Form 499 Filer ID: 825652

Name of signatory: Thomas W. Kielty

Title of signatory: President & Chief Executive Officer

I, Thomas W. Kielty, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules (see Accompanying Statement).

The company has not taken any actions (proceedings instituted or petitions filed by a company either at state commissions, the court system, or at the Commission) against data brokers in the past year.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

Signed \_\_\_\_\_ // Thomas W. Kielty //

### **Accompanying Statement of Compliant CPNI Policies**

Snap Telecommunications, Inc. (“Snap”) has prepared this statement outlining how its various operating procedures ensure that it is in compliance with the Commission’s Customer Proprietary Network Information (“CPNI”) rules. Snap does not regularly use CPNI in marketing its products and services, nor does it routinely make CPNI available to third parties. As described below, Snap has programs in place to ensure that any use, disclosure, and access to CPNI is in accordance with the Commission’s rules:

- **System of CPNI Compliance:** Snap has implemented and maintains a system by which the status of a customer’s CPNI approval can be clearly established prior to the use or disclosure of CPNI.
- **Training Program:** Snap conducts training of its personnel to ensure that they understand when they are, and are not, authorized to use CPNI, and Snap has a disciplinary process in place for non-compliance by its personnel.
- **Record Retention:** Snap maintains records of its own and its affiliates’ sales and marketing campaigns that use their customers’ CPNI. Snap also maintains a record of all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. Such records include a description of each campaign, the specific CPNI that was used in the campaign, and what products or services were offered as a part of the campaign. Snap also maintains records of customer approvals regarding Snap’s use of CPNI for at least one (1) year.
- **Supervisory Review Process:** Snap’s Legal Counsel reviews any outbound marketing materials for compliance with the CPNI rules, and Snap personnel are required to obtain approval from Snap’s Legal Counsel of any proposed outbound marketing request for customer approval. Snap maintains records of its compliance with this requirement for at least one (1) year.
- **Customer Notification:** Prior to any solicitation for customer approval regarding the use of CPNI, Snap will provide notification to the customer of the customer’s right to restrict the use of, disclosure of, and access to that customer’s CPNI, and such notice will conform to all of the content requirements set forth in the Commission’s CPNI rules. Snap will maintain records of such notification, whether oral, written, or electronic, for at least one (1) year.
- **Reporting Opt-Out Failures:** Snap will notify the Commission by letter within five (5) business days of any instance where its opt-out mechanisms do not work properly to such a degree that consumers’ inability to opt-out is more than an anomaly.
- **Confidentiality:** To the extent Snap discloses or provides CPNI to its joint venture partners or independent contractors, it enters into confidentiality agreements with such independent contractors or joint venture partners which (1) require that the independent contractor or joint venture partner use the CPNI only for the purpose of marketing or providing the communications-related services for which the CPNI has been provided; (2) disallow the independent contractor or joint venture partner from using, allowing access to, or disclosing the CPNI to any other party, unless required to make such disclosure under force of law; and (3) require the independent contractor or joint venture partner to have appropriate protections in place to ensure the ongoing confidentiality of consumers’ CPNI.